

1 GENTILE CRISTALLI  
MILLER ARMENI SAVARESE  
2 COLLEEN E. MCCARTY  
Nevada Bar No. 13186  
3 Email: [cmccarty@gcmaslaw.com](mailto:cmccarty@gcmaslaw.com)  
410 South Rampart Boulevard, Suite 420  
4 Las Vegas, Nevada 89145  
Tel: (702) 880-0000  
5 Fax: (702) 778-9709  
Attorney for Defendant Charles Scanlan  
6  
7

8 **UNITED STATES DISTRICT COURT**  
9 **FOR THE DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 vs.

13 CHARLES JOSEPH SCANLAN  
a/k/a Alex Michaels,

14 Defendant.  
15

CASE NO. 2:16-CR-00250-GMN-CWH

**DEFENDANT'S MOTION TO FILE  
CERTAIN DOCUMENTS UNDER SEAL**

16 Comes now Defendant Charles Joseph Scanlan, by and through counsel, Colleen E.  
17 McCarty, Esq., of the law firm of Gentile Cristalli Miller Armeni Savarese, hereby move for an  
18 order allowing Defendants to file under seal: Attachment 1 to the Verified Petition for  
19 Permission to Practice in this Case Only by Attorney Not Admitted to the Bar of This Court and  
20 Designation of Local Counsel for attorney Christopher W. Adams.

21 This Motion to File Under Seal is made and based upon the following Memorandum of  
22 Points and Authorities; the Affidavit of Christopher W. Adams, Esq.; the papers and pleadings  
23 already on file herein; and any argument of counsel that may be considered by the Court.

24 **AFFIDAVIT OF CHRISTOPHER W. ADAMS, ESQ.**

25 STATE OF SOUTH CAROLINA )  
26 COUNTY OF CHARLESTON ) ss:

27 CHRISTOPHER W. ADAMS, being first duly sworn, deposes and states as follows:

28 1. I am an attorney with the Law Office of Christopher W. Adams, P.C., counsel of

1 record for Defendant Charles Scanlan ("Scanlan").

2 2. I am competent to testify to the matters asserted herein, of which I have personal  
3 knowledge, except as to those matters stated upon information and belief. As to those matters  
4 stated upon information and belief, I believe them to be true.


5 3. Attachment 1 to the Verified Petition contains "confidential" information. It is  
6 therefore necessary for Defendant to file a redacted version of Attachment 1 under seal.

7 FURTHER, AFFIANT SAYETH NAUGHT.

8 Dated this 26th day of August, 2016.

9   
10 Christopher W. Adams, Esq.

11 SUBSCRIBED AND SWORN to before me  
12 this 26<sup>th</sup> day of August, 2016

13   
14 NOTARY PUBLIC in and for said Charleston  
15 County and State of South Carolina

16 MEMORANDUM OF POINTS AND AUTHORITIES

17 Local Rule 10-5(b) provides:

18 Unless otherwise permitted by statute, rule or prior Court order, papers filed with  
19 the Court under seal shall be accompanied by a motion for leave to file those  
20 documents under seal, and shall be filed in accordance with the Court's electronic  
21 filing procedures. If papers are filed under seal pursuant to prior Court order, the  
22 papers shall bear the following notation on the first page, directly under the case  
23 number: "FILED UNDER SEAL PURSUANT TO COURT ORDER DATED  
24 \_\_\_\_." All papers filed under seal will remain sealed until such time as the  
25 Court may deny the motion to seal or enter an order to unseal them, or the  
26 documents are unsealed pursuant to Local Rule.

27 In the instant matter, Attachment 1 to the Verified Petition contains confidential  
28 information and is being filed under seal at the same time as this motion to seal.

///

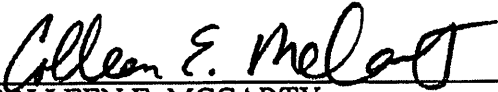
///

///

1 For these reasons, Defendant therefore respectfully requests that this Court enter an order  
2 granting Defendant leave to file Attachment 1 to the Verified Petition under seal and that the  
3 Court consider the un-redacted portions of the filings and all supporting exhibits.

4 DATED this 26 day of August, 2016.

5  
6 GENTILE CRISTALLI  
MILLER ARMENI SAVARESE

7   
8 COLLEEN E. MCCARTY  
9 Nevada Bar No. 13186  
410 South Rampart Boulevard, Suite 420  
10 Las Vegas, Nevada 89145  
Attorney for Defendant Charles Joseph Scanlon

11  
12 [PROPOSED] ORDER

13 The Court, having reviewed the MOTION TO FILE CERTAIN DOCUMENTS UNDER  
14 SEAL, and Good Cause Appearing Therefore, HEREBY ORDERS that Attachment 1 to the  
15 Verified Petition be filed under seal. Counsel for Defendant shall deliver an unredacted version  
16 to Chambers for in camera review.

17 IT IS SO ORDERED.

18  
19   
20 UNITED STATES DISTRICT COURT JUDGE

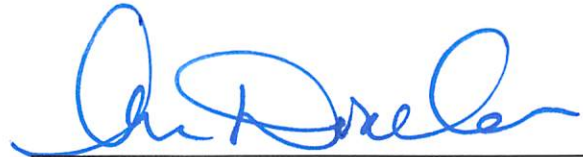
21 DATED August 30, 2016  
22  
23  
24  
25  
26  
27  
28

CERTIFICATE OF SERVICE

The undersigned, an employee of Gentile Cristalli Miller Armeni Savarese, hereby certifies that on the 29<sup>th</sup> day of August, 2016, true and correct copies of: **Defendant's Motion to File Certain Documents Under Seal**, were served via the United States District Court CM/ECF system as follows:

In addition, an unredacted copy of Attachment 1 to the Verified Petition along with a copy of the Motion, was placed in an envelope, postage fully prepaid, in the U.S. Mail at Las Vegas, Nevada, said envelope addressed to:

DANIEL G. BOGDEN  
United States Attorney  
DANIEL J. COWHIG  
Assistant United States Attorney  
501 Las Vegas BLVD S STE 1100  
Las Vegas NV 89101-6514



An employee of  
GENTILE CRISTALLI  
MILLER ARMENI SAVARESE